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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 KRISTA PEOPLES,

9 Plaintiff,

10 v.

11 UNITED SERVICES AUTOMOBILE
ASSOCIATION, *et al.*,

12 Defendants.
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NO. C18-1173RSL

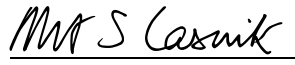
ORDER DENYING PLAINTIFF'S
MOTION FOR APPROVAL OF
CLASS NOTICE

15 This matter comes before the Court on plaintiff's motion to approve her proposed class
16 notice. Dkt. # 69. At present, the viability of plaintiff's claim under the Consumer Protection Act
17 has been certified to the Washington Supreme Court, and the issue of whether a class will be
18 certified to pursue the breach of contract claim has yet to be resolved. Once the litigation posture
19 of this case has been established, including the nature of the claims and the propriety of class
20 treatment, this case, like Stedman v. Progressive Ins. Co., C18-1254RSL, will be stayed to await
21 the Supreme Court's ruling regarding the CPA claim.¹
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24 ¹ This case was not stayed along with Stedman only because there was a motion for class
25 certification pending at the time. In the intervening months, plaintiff continued to file procedural
26 motions - first to amend the complaint, then to seek class certification regarding the new claim. There is
27 no reason to proceed substantively, however, until the Supreme Court determines whether the CPA
28 claim is viable and the undersigned determines whether the breach of contract claim is susceptible to
class treatment.

1 The Court will not approve a class notice or force either party to bear the costs of service
2 when both the content of and need for notice are yet to be resolved. Plaintiff's motion is
3 DENIED as premature.
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5 Dated this 15th day of October, 2019.

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7 Robert S. Lasnik
8 United States District Judge
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